

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT TACOMA

VERL JACK MANGRUM and TAMARA )  
MANGRUM, husband and wife, ) NO. 3:12-cv-05013-RBL  
Plaintiffs, ) STIPULATED MOTION AND  
v. ) ORDER FOR REMAND  
A.W. CHESTERTON COMPANY, et al., )  
Defendants. )

**I. RELIEF SOUGHT**

The parties this action, by and through their respective counsel, stipulate and agree to the remand of the above-entitled action from the United States District Court – Western District of Washington at Tacoma to the Superior Court of the State of Washington in and for the County of Pierce.

**II. STIPULATED MOTION**

Plaintiffs filed this case in Pierce County Superior Court on December 2, 2011. Defendant Foster Wheeler Energy Corporation ("Foster Wheeler") removed the case to this court on January 6, 2012 based on federal officer jurisdiction under 28 U.S.C. § 1442(a)(1).

Subsequent to removal, Foster Wheeler conferred with counsel for the plaintiffs regarding the removal. Foster Wheeler now wishes to place the case back into state court. Foster Wheeler therefore moves this court for remand of this matter to Pierce County Superior Court.

After agreeing with counsel for plaintiffs to move for remand, Foster Wheeler conferred with counsel for all defendants and has confirmed there is no opposition to this motion to remand, and that all parties stipulate to remand.

All parties stipulate that this motion is not based on the merits of Foster Wheeler's removal of the case to this court, and that the removal is sought without prejudice to any future removal action. The parties do not intend for this motion or the requested remand to be binding upon any other party's right to remove the case or assert federal jurisdiction or federal defenses.

Dated this 18<sup>th</sup> day of January, 2012.

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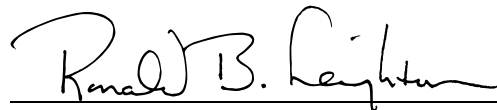
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11 **III. ORDER**

12 The Court, having considered the stipulation by the parties and being fully advised in  
13 the premises, NOW THEREFORE, HERBY ORDERS that the above-entitled action be  
14 remanded back to the Superior Court of the State of Washington in and for the County of  
15 Pierce.

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17  
18 DONE IN OPEN COURT this 23<sup>rd</sup> day of January, 2012.

19  
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22  
23 RONALD B. LEIGHTON  
24 UNITED STATES DISTRICT JUDGE

25 Presented by:

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